

Docket No.: 146712015000

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Anthony Joseph AIELLO et al.

Application No.: 10/644,212

Filed: August 19, 2003

For: ASYMMETRY PRESSURE REGULATION

AND CHECK VALVE DEVICE FOR FLUID

DYNAMIC BEARING

Confirmation No.: 5453

Art Unit: 2652

Examiner: C. Renner

## RESPONSE TO ELECTION OF SPECIES REQUIREMENT

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This is in response to the election requirement set forth in the Office Action mailed June 10, 2005, for which the time to respond is set to expire July 10, 2005. Filed herewith is a petition for a one-month extension, thereby extending the deadline to August 10, 2005. Therefore, this response is timely filed. Applicants hereby elect the species covered by alleged Species I, claims 1, 2, 10, 12, 16-20, and 23-31.

The Applicants believe that Species I, identified by the Examiner as relating to Fig. 2, where the obstruction is not spring loaded, encompasses claims 1, 2, 10, 12, 16-20, and 23-31. Species II, identified by the Examiner as relating to Fig. 3, and Species III, identified by the Examiner as relating to Fig. 4, encompass the remaining claims with a spring loaded obstruction.

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Applicants' election is made without prejudice. Upon the allowance of a generic claim, Applicants will be entitled to consideration of claims to not more than two species in addition to the elected species, provided that all claims to each additional species are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.146.

An action on the merits of all the claims and a Notice of Allowance thereof are respectfully requested.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit**Account No. 03-1952 referencing 146712015000. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: August 9, 2005

Respectfully submitted,

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